

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

LONDRES INVESTMENTS, LP	§	
	§	
VS.	§	NO. 7:17-CV-00073
	§	
PENN-AMERICA INSURANCE	§	
COMPANY AND JOHN MCNABB	§	JURY DEMANDED

STIPULATION OF DISMISSAL WITHOUT PREJUDICE

TO THE HONORABLE U. S. DISTRICT JUDGE:

Plaintiff, LONDRES INVESTMENTS, LP, hereby stipulates to the voluntary dismissal without prejudice of this matter, pursuant to Federal Rules of Civil Procedure 41(a)(1)(A)(ii), see attached Exhibit "A" signed Cesar Martinez, authorized representative of Plaintiff. Therefore, Plaintiff's claims against Defendants, PENN-AMERICA INSURANCE COMPANY and JOHN MCNABB are hereby dismissed without prejudice, with each party to bear its own costs, if any.

SO STIPULATED, this the 15th day of August, 2017.

Respectfully submitted,

s/ Jason M. Byrd
Jason M. Byrd
State Bar No. 24036303
Federal ID No. 35780
Attorney in Charge
The Byrd Law Firm
448 Orleans Street
(409) 924.0660/ (409) 924.0035

-AND-

CHRIS TAMEZ
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TAMEZ & ORTEGON, PLLC
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Pharr, Texas 78577

(956) 630-0885 Phone

(956) 683-0485 Fax

Email: tamezandortegon@gmail.com

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing instrument has been forwarded to all counsel of record, in accordance with the Federal Rules of Civil Procedure this 15th day of August, 2017.

Richard J. Kasson
Gonzalez, Chiscano, Angulo & Kasson, PC
9601 McAllister Freeway
Suite 401
San Antonio, Texas 78216

VIA EFILE

s/ Jason M. Byrd

Jason M. Byrd

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
MCALLEN DIVISION**

LONDRES INVESTMENTS, LP,
Plaintiff

V.

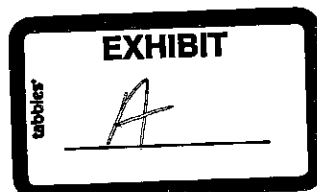
Civil Action No. 7:17-cv-00073

**PENN-AMERICA INSURANCE
COMPANY and JOHN MCNABB,
Defendants**

This will confirm that I, Cesar Martinez, Plaintiff in the above-styled and numbered cause, have decided not to pursue any interests or claims I may have against my insurance company, its agents, representatives or employees, including, but not limited to PENN-AMERICA INSURANCE COMPANY and JOHN MCNABB, Defendants. Accordingly, I request that the Court dismiss my suit in connection with the hailstorm that occurred on or about March 26, 2016, after filing of a Motion by my current counsel of record.

DATED this 14th day of August, 2017.

CESAR MARTINEZ

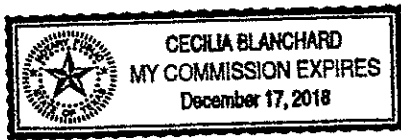


THE STATE OF TEXAS §

COUNTY OF HIDALGO §

Before me, the undersigned authority, on this day personally appeared CESAR MARTINEZ, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office this 14th day of August, 2017.



Cecilia Blanchard

Cecilia Blanchard
Notary Public for the State of Texas
Notary ID #760956-3